

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

CYBERFONE SYSTEMS, LLC	:	C.A. No. 11-cv-00834 (SLR)
	:	
Plaintiff,	:	
	:	
vs.	:	
	:	TRIAL BY JURY DEMANDED
FEDERAL EXPRESS CORPORATION,	:	
et al.,	:	
	:	
Defendants.	:	

STIPULATED MOTION FOR DISMISSAL WITH PREJUDICE

Plaintiff CyberFone Systems, LLC (f/k/a LVL Patent Group, LLC) and defendant, Delta Air Lines, Inc., pursuant to Fed. R. Civ. P. 41(a)(2) and (c), hereby move for an order dismissing all claims and counterclaims in this action WITH PREJUDICE, subject to the terms of that certain agreement entitled “**PATENTS IN SUIT SETTLEMENT AGREEMENT**” and dated December 1, 2011, with each party to bear its own costs, expenses and attorneys’ fees.

DATED: December 20, 2011

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FEDERAL EXPRESS CORPORATION,	:	
et al.,	:	
	:	
Defendants.	:	

[PROPOSED] ORDER OF DISMISSAL WITH PREJUDICE

CAME ON THIS DAY for consideration of the Stipulated Motion for Dismissal With Prejudice of all claims and counterclaims asserted between plaintiff, CyberFone Systems, LLC (f/k/a LVL Patent Group, LLC), and defendant, Delta Air Lines, Inc., in this case, and the Court being of the opinion that said motion should be GRANTED, it is hereby

ORDERED, ADJUDGED AND DECREED that all claims and counterclaims asserted in this suit between plaintiff, CyberFone Systems, LLC (f/k/a LVL Patent Group, LLC), and defendant, Delta Air Lines, Inc., are hereby dismissed with prejudice, subject to the terms of that certain agreement entitled “**PATENTS IN SUIT SETTLEMENT AGREEMENT**” and dated December 1, 2011.

It is further ORDERED that all attorneys’ fees and costs are to be borne by the party that incurred them.

IT IS SO ORDERED this ____ day of _____, 2011.

The Honorable Sue L. Robinson
United States District Judge

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CERTIFICATE OF SERVICE

I, John C. Andrade, hereby certify that on December 20, 2011, the attached document was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I further certify that on December 20, 2011, the attached document was electronically mailed to the following:

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